

## Appendix 1

A By-law to amend Notice By-law 0251-2008,  
as amended

WHEREAS on June 18, 2008, the Council of The Corporation of the City of Mississauga enacted By-law 0215-2008 ("Notice By-law 0251-2008") to prescribe the form and manner for the giving of public notice under section 270 of the *Municipal Act, 2001*, S.O. 2001, c. 25 (the "*Municipal Act*");

AND WHEREAS sections 26(4) and 39.1(3) of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18 (the "*Ontario Heritage Act*") provide that where a municipality is required to publish notice in a newspaper having general circulation in the municipality, notice given in accordance with a policy adopted by the municipality under section 270 of the *Municipal Act* is deemed to satisfy the requirement under Parts IV and V respectively of the *Ontario Heritage Act* to publish notice in a newspaper.

AND WHEREAS on ....., the Council of The Corporation of the City of Mississauga approved the Corporate Report from the Commissioner of Corporate Services and Chief Financial Officer and directed that By-law 0215-2008 be amended to include the circumstances, form, manner and times for giving public notice under the *Ontario Heritage Act*;

NOW THEREFORE the Council of The Corporation of the City of Mississauga ENACTS as follows:

1. That Notice By-law 0251-2008 is amended by adding the following paragraph at the end of paragraph 2:
  - (4) Where the City is required under a provision of the *Ontario Heritage Act* to publish notice in a newspaper having general circulation in the City, the notice shall be given through posting on the City's website in a form and manner and at the times indicated in Schedule "B" to this By-law.

2. That Notice By-law 0251-2008 is further amended by adding Schedule "B" attached hereto at the end of Notice By-law 0251-2008.

ENACTED AND PASSED this       day of       , 2020.

APPROVED AS TO FORM City Solicitor MISSISSAUGA			
Date	2020		

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CLERK

**Schedule B**  
**Public Notice Requirements under the**  
***Ontario Heritage Act***

<b>Ontario Heritage Act Section &amp; Subject</b>	<b>Requirements of the Ontario Heritage Act</b>	<b>City of Mississauga Requirements</b>
Section 29 Designation by municipal by-law	<ul style="list-style-type: none"> <li>• Notice of intention to designate shall be published in a newspaper having general circulation in the municipality.</li> <li>• Publish notice of the by-law in a newspaper having general circulation in the municipality.</li> <li>• Withdraw the notice of intention to designate the property by causing a notice of withdrawal to be published in a newspaper having general circulation in the municipality.</li> </ul>	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>
Section 30.1 Amendment of designating by-law	<ul style="list-style-type: none"> <li>• The council shall withdraw the notice by causing a notice of withdrawal to be published in a newspaper having general circulation in the municipality.</li> <li>• If no notice of objection or no withdrawal, the council may pass an amending by-law and publish notice of the amending by-law in a newspaper having general circulation in the municipality.</li> </ul>	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>
Section 31 Repeal of designating by-law, council's initiative	<ul style="list-style-type: none"> <li>• Notice of intention to repeal a by-law or part thereof published in a newspaper having general circulation in the municipality.</li> <li>• If the council of the municipality decides to withdraw the notice of intention, either of its own initiative at any time or after considering an objection, the council shall withdraw the notice by causing a notice of withdrawal to be published in a newspaper having general circulation in the municipality.</li> <li>• If no notice of objection is filed within the 30-day period or a notice of objection is served within that period but the council decides not to withdraw the notice of intention, the council may pass a by-law repealing the by-law or</li> </ul>	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>

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	part thereof designating the property and if it does so, it shall publish notice of the repealing by-law in a newspaper having general circulation in the municipality.	
Section 32 Repeal of designating by-law, owner's initiative	<ul style="list-style-type: none"> <li>• Notice of an application shall be published in a newspaper having general circulation in the municipality</li> <li>• The council shall publish notice of the intention to repeal the by-law in a newspaper of general circulation in the municipality.</li> <li>• The council shall pass a by-law repealing the by-law, or the part of the by-law, that designated the property as property of cultural heritage value or interest and cause notice of the repealing by-law to be published in a newspaper of general circulation in the municipality.</li> </ul>	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>
Section 34 Demolition or removal of structure	Council shall publish its decision in a newspaper having general circulation in the municipality.	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>
Section 34.3 Repeal of by-law designating property	When the council passes a repealing by-law under this section, the council shall cause notice of the repealing by-law to be published in a newspaper having general circulation in the municipality.	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>
Section 40.1 Designation of study area	If the council of a municipality passes a by-law, the council shall, within 30 days after the by-law is passed, cause notice of the by-law to be published in a newspaper of general circulation in the municipality.	<ul style="list-style-type: none"> <li>• Website posting within 30 days after the by-law is passed for a period of 30 days.</li> <li>• The notice shall</li> </ul>

**Schedule B**

		comply in all other respects with the requirements of the Ontario Heritage Act.
Section 41 Designation of heritage conservation district	If the council of a municipality passes a by-law under this section designating the municipality or any defined area or areas of the municipality as a heritage conservation district, the council shall cause notice of the passage of the by-law to be published in a newspaper having general circulation in the municipality.	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>
Section 41.1 Heritage conservation district plans	If the council of a municipality passes a by-law adopting a heritage conservation district plan under subsection, the council shall cause notice of the by-law to be published in a newspaper having general circulation in the municipality.	<ul style="list-style-type: none"> <li>• Website posting as soon as possible following Council's decision for a period of 30 days.</li> <li>• The notice shall comply in all other respects with the requirements of the Ontario Heritage Act.</li> </ul>